

110TH CONGRESS  
1ST SESSION

# S. 2498

To authorize the minting of a coin to commemorate the 400th anniversary of the founding of Santa Fe, New Mexico, to occur in 2010.

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## IN THE SENATE OF THE UNITED STATES

DECEMBER 18, 2007

Mr. BINGAMAN (for himself and Mr. DOMENICI) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

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## A BILL

To authorize the minting of a coin to commemorate the 400th anniversary of the founding of Santa Fe, New Mexico, to occur in 2010.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Santa Fe 400th Anni-  
5 versary Commemorative Coin Act of 2007”.

6 **SEC. 2. FINDINGS.**

7 Congress makes the following findings:

8 (1) Santa Fe, New Mexico, the site of native  
9 occupation centuries before European incursions,

1 was officially elevated from a plaza established in  
2 1608 to a villa and capital city in 1610. Santa Fe  
3 has been the meeting place and home of many cul-  
4 tures.

5 (2) The Palace of the Governors, built in the  
6 early 17th century served as the governor's quarters  
7 and the seat of government under 3 flags. It is the  
8 oldest continuously used public building in the  
9 United States.

10 (3) La Fiesta de Santa Fe, a cultural, religious,  
11 and social celebration, commemorating the resettlement of Santa Fe by General Don Diego de Vargas  
12 in 1692 continues today as an attraction for tourists  
13 and locals alike.

14 (4) At the nexus of 3 historically important  
15 trails, Santa Fe brought people and goods together  
16 over the Santa Fe Trail to and from Missouri, Cali-  
17 fornia, and Mexico City.

18 (5) Commerce on the Santa Fe Trail brought a  
19 much needed boost to the economy of the American  
20 West during the recession of the early 19th century.  
21 Santa Fe was the rendezvous place for traders,  
22 mountain men and forty-niners on route to Cali-  
23 fornia, and is today home to a multicultural citi-  
24 zenry and world class art market.  
25

1           (6) The Santa Fe area is a center of market ac-  
 2           tivity for arts and culture year round, culminating in  
 3           the world renowned Indian Market, Spanish Colonial  
 4           Art Market, and International Folk Art Market.

5           (7) New Mexico is the home to the oldest and  
 6           continuously inhabited indigenous communities in  
 7           North America. Native communities now residing in  
 8           New Mexico include—

- 9                   (A) Acoma Pueblo;
- 10                  (B) Alamo Navajo Chapter;
- 11                  (C) Canoncito Navajo Chapter;
- 12                  (D) Cochiti Pueblo;
- 13                  (E) Isleta Pueblo;
- 14                  (F) Jemez Pueblo;
- 15                  (G) Jicarilla Apache Tribe;
- 16                  (H) Laguna Pueblo;
- 17                  (I) Mescalero Apache Tribe;
- 18                  (J) Nambe Pueblo;
- 19                  (K) Picuris Pueblo;
- 20                  (L) Pojoaque Pueblo;
- 21                  (M) Ramah Navaho Chapter;
- 22                  (N) San Felipe Pueblo;
- 23                  (O) San Ildefonso Pueblo;
- 24                  (P) San Juan Pueblo;
- 25                  (Q) Sandia Pueblo;

- 1 (R) Santa Ana Pueblo;
- 2 (S) Santa Clara Pueblo;
- 3 (T) Santo Domingo Pueblo;
- 4 (U) Taos Pueblo;
- 5 (V) Tesuque Pueblo;
- 6 (W) Zia Pueblo;
- 7 (X) Zuni Pueblo; and
- 8 (Y) many others that disappeared or were
- 9 moved after European contact.

10 (8) The Pueblo Revolt of 1680 is known to be  
 11 one of the first “American Revolutions” when the  
 12 Pueblo people ousted Spanish colonists from New  
 13 Mexico.

14 (9) The Santa Fe area has long attracted tour-  
 15 ists, artists, and writers. The classic novel Ben Hur  
 16 was written, in part, by then Governor Lew Wallace,  
 17 in the Palace of the Governors.

18 (10) A commemorative coin will help to foster  
 19 an understanding and appreciation of New Mexico,  
 20 its history and culture and the importance of Santa  
 21 Fe and New Mexico to the history of the United  
 22 States and the world.

1 **SEC. 3. COIN SPECIFICATIONS.**

2 (a) \$5 GOLD COINS.—The Secretary of the Treasury  
3 (in this Act referred to as the “Secretary”) shall issue not  
4 more than 100,000 \$5 coins, which shall—

5 (1) weigh 8.359 grams;

6 (2) have a diameter of 0.850 inches; and

7 (3) contain 90 percent gold and 10 percent  
8 alloy.

9 (b) \$1 SILVER COINS.—The Secretary shall issue not  
10 more than 500,000 \$1 coins, which shall—

11 (1) weigh 26.73 grams;

12 (2) have a diameter of 1.500 inches; and

13 (3) contain 90 percent silver and 10 percent  
14 copper.

15 (c) LEGAL TENDER.—The coins minted under this  
16 Act shall be legal tender, as provided in section 5103 of  
17 title 31, United States Code.

18 (d) NUMISMATIC ITEMS.—For purposes of section  
19 5132(a)(1) of title 31, United States Code, all coins mint-  
20 ed under this Act shall be considered to be numismatic  
21 items.

22 (e) SOURCES OF BULLION.—

23 (1) GOLD.—The Secretary shall obtain gold for  
24 minting coins under this Act from domestic sources,  
25 and pursuant to the authority of the Secretary  
26 under section 5116 of title 31, United States Code.

1           (2) SILVER.—The Secretary shall obtain silver  
 2           for the coins minted under this Act only from stock-  
 3           piles established under the Strategic and Critical  
 4           Minerals Stock Piling Act (50 U.S.C. 98 et seq.).

5 **SEC. 4. DESIGN OF COINS.**

6           (a) DESIGN REQUIREMENTS.—

7           (1) IN GENERAL.—The design of the coins  
 8           minted under this Act shall be emblematic of the  
 9           settlement of Santa Fe, New Mexico, the oldest cap-  
 10          ital city in the United States.

11          (2) DESIGNATION AND INSCRIPTIONS.—On  
 12          each coin minted under this Act, there shall be—

13                (A) a designation of the value of the coin;

14                (B) an inscription of the year “2010”; and

15                (C) inscriptions of the words “Liberty”,

16                “In God We Trust” (on the face of the coin),

17                “United States of America”, and “E Pluribus

18                Unum”.

19          (b) DESIGN SELECTION.—Subject to subsection (a),  
 20          the design for the coins minted under this Act shall be  
 21          selected by the Secretary, and shall be reviewed by the  
 22          Citizens Commemorative Coin Advisory Committee.

23 **SEC. 5. ISSUANCE OF COINS.**

24          (a) QUALITY OF COINS.—Coins minted under this  
 25          Act shall be issued in uncirculated and proof qualities.

1 (b) MINT FACILITY.—Only 1 facility of the United  
 2 States Mint may be used to strike any particular quality  
 3 of the coins minted under this Act.

4 (c) PERIOD FOR ISSUANCE.—The Secretary may  
 5 issue coins minted under this Act only during the period  
 6 beginning on January 1, 2010, and ending on December  
 7 31, 2010.

8 **SEC. 6. SALE OF COINS.**

9 (a) SALE PRICE.—The coins minted under this Act  
 10 shall be sold by the Secretary at a price equal to the sum  
 11 of—

12 (1) the face value of the coins;

13 (2) the surcharge provided in subsection (c)  
 14 with respect to such coins; and

15 (3) the cost of designing and issuing the coins  
 16 (including labor, materials, dies, use of machinery,  
 17 overhead expenses, marketing, and shipping).

18 (b) PREPAID ORDERS.—

19 (1) IN GENERAL.—The Secretary shall accept  
 20 prepaid orders for the coins minted under this Act  
 21 before the issuance of such coins.

22 (2) DISCOUNT.—Sale prices with respect to pre-  
 23 paid orders under paragraph (1) shall be at a rea-  
 24 sonable discount.

1 (c) BULK SALES.—The Secretary shall make bulk  
2 sales of the coins minted under this Act at a reasonable  
3 discount.

4 (d) SURCHARGE.—All sales of coins minted under  
5 this Act shall include a surcharge of—

6 (1) \$35 per coin for the \$5 coin; and

7 (2) \$10 per coin for the \$1 coin.

8 **SEC. 7. GENERAL WAIVER OF PROCUREMENT REGULA-**  
9 **TIONS.**

10 (a) IN GENERAL.—Except as provided in subsection  
11 (b), no provision of law governing procurement or public  
12 contracts shall be applicable to the procurement of goods  
13 and services necessary for carrying out the provisions of  
14 this Act.

15 (b) EQUAL EMPLOYMENT OPPORTUNITY.—Sub-  
16 section (a) shall not relieve any person entering into a con-  
17 tract under the authority of this Act from complying with  
18 any law relating to equal employment opportunity.

19 **SEC. 8. DISTRIBUTION OF SURCHARGES.**

20 (a) RECIPIENTS.—

21 (1) IN GENERAL.—All surcharges received by  
22 the Secretary from the sale of coins minted under  
23 this Act shall be promptly paid by the Secretary to  
24 the recipients listed under paragraphs (2) and (3).

1           (2) SANTA FE 400TH ANNIVERSARY COM-  
 2           MITTEE.—The Secretary shall distribute 50 percent  
 3           of the surcharges described under paragraph (1) to  
 4           the Santa Fe 400th Anniversary Committee, Inc., to  
 5           support programs to promote the understanding of  
 6           the legacies of Santa Fe.

7           (3) OTHER RECIPIENTS.—The Secretary shall  
 8           distribute 50 percent of the surcharges described  
 9           under paragraph (1) to the Secretary of the Depart-  
 10          ment of the Interior, for the purposes of—

11                   (A) sustaining the ongoing mission of pre-  
 12                   serving Santa Fe;

13                   (B) enhancing the national and inter-  
 14                   national educational programs;

15                   (C) improving infrastructure and archae-  
 16                   ological research activities; and

17                   (D) conducting other programs to support  
 18                   the commemoration of the 400th anniversary of  
 19                   Santa Fe.

20          (b) AUDITS.—The Comptroller General of the United  
 21          States shall have the right to examine such books, records,  
 22          documents, and other data of the entities specified in sub-  
 23          section (a), as may be related to the expenditure of  
 24          amounts distributed under subsection (a).

1 **SEC. 9. FINANCIAL ASSURANCES.**

2 (a) NO NET COST TO THE GOVERNMENT.—The Sec-  
3 retary shall take such actions as may be necessary to en-  
4 sure that minting and issuing coins under this Act will  
5 not result in any net cost to the United States Govern-  
6 ment.

7 (b) PAYMENT FOR COINS.—A coin shall not be issued  
8 under this Act unless the Secretary has received—

9 (1) full payment for the coin;

10 (2) security satisfactory to the Secretary to in-  
11 demnify the United States for full payment; or

12 (3) a guarantee of full payment satisfactory to  
13 the Secretary from a depository institution, the de-  
14 posits of which are insured by the Federal Deposit  
15 Insurance Corporation or the National Credit Union  
16 Administration.

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